

DOCKET NO: 258249US3X PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF	: DATE ALLOWED: 11/16/07
KIYOKAZU TANAKA, ET AL.	: EXAMINER: AVERY, B.D.
SERIAL NO: 10/506,615	:
FILED: SEPTEMBER 13, 2004	: GROUP ART UNIT: 3618
FOR: SMALL SWING TYPE EXCAVATOR	:

PETITION TO WITHDRAW FROM ISSUE UNDER 37 C.F.R. § 1.313(c)(2)

**BOX: DAC
COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313**

ATTN: OFFICE OF PETITIONS

SIR:

This is a petition to withdraw the above-identified application from issue pursuant to 37 C.F.R. § 1.313(c)(2) so that the Information Disclosure Statement filed herewith may be considered upon granting of this petition and the enclosed papers requesting the filing of a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114.

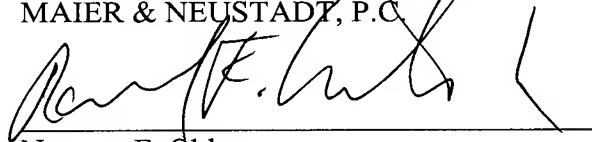
In accordance with 37 C.F.R. § 1.17(i) the required fee for filing this 37 C.F.R. § 1.313(c)(2) petition is included herewith.

Application No. 10/506,615
Inventor: Kiyokazu TANAKA, et al.

Accordingly, it is respectfully requested that the petition be granted and that this above-identified application be withdrawn from issue and returned to the Examiner for consideration of the concurrently filed Information Disclosure Statement and references cited therein.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

A handwritten signature in black ink, appearing to read 'Norman F. Oblon', is written over a horizontal line.

Norman F. Oblon
Attorney of Record

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